

BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

CHRISTINE C. TRUPP

Registered Nurse License No. 691929

Respondent

Case No. 2011-401

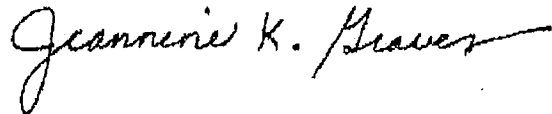
OAH No. 2011020164

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in the above entitled matter.

This Decision shall become effective on **July 27, 2011**.

IT IS SO ORDERED **July 27, 2011**.



President
Board of Registered Nursing
Department of Consumer Affairs
State of California

1 KAMALA D. HARRIS
Attorney General of California
2 DIANN SOKOLOFF
Supervising Deputy Attorney General
3 TIMOTHY J. McDONOUGH
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7 *Attorneys for Complainant*

8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2011-401

13 **CHRISTINE C. TRUPP a.k.a CHRISTINE**
14 **CLEVINGER TRUPP, a.k.a CHRISTINE**
15 **CLEVINGER TRUPP DANIELS**
16 **637 Kristy Drive**
17 **Centralea, IL 62801**
18 **Registered Nurse No. 691929**

OAH No. 2011020164

19 **STIPULATED SURRENDER OF**
20 **LICENSE AND ORDER**

21 Respondent.

22 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this
23 proceeding that the following matters are true:

24 PARTIES

25 1. Louise R. Bailey, M.Ed., RN (Complainant) is the Executive Officer of the Board of
26 Registered Nursing. She brought this action solely in her official capacity and is represented in
27 this matter by Kamala D. Harris, Attorney General of the State of California, by Timothy J.
28 McDonough, Deputy Attorney General.

2. Christine C. Trupp, also known as Christine Clevenger Trupp, also known as
Christine Clevenger Trupp Daniels (Respondent) is representing herself in this proceeding and
has chosen not to exercise her right to be represented by counsel.

3. On or about November 3, 2006, the Board of Registered Nursing issued Registered Nurse No. 691929 to Christine C. Trupp (Respondent). The Registered Nurse was in full force and effect at all times relevant to the charges brought in Accusation No. 2011-401 and will expire on September 30, 2012, unless renewed.

JURISDICTION

4. Accusation No. 2011-401 was filed before the Board of Registered Nursing (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on October 29, 2010. Respondent timely filed her Notice of Defense contesting the Accusation. A copy of Accusation No. 2011-401 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Accusation No. 2011-401. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Accusation No. 2011-401, agrees that cause exists for discipline and hereby surrenders her Registered Nurse License No. 691929 for the Board's formal acceptance.

1 9. Respondent understands that by signing this stipulation she enables the Board to issue
2 an order accepting the surrender of her Registered Nurse without further process.

3 RESERVATION

4 10. The admissions made by Respondent are only for the purposes of this proceeding, or
5 any other proceedings in which the Board of Registered Nursing or other professional licensing
6 agency is involved, and shall not be admissible in any other criminal or civil proceeding.

7 CONTINGENCY

8 11. This stipulation shall be subject to approval by the Board of Registered Nursing.
9 Respondent understands and agrees that counsel for Complainant and the staff of the Board of
10 Registered Nursing may communicate directly with the Board regarding this stipulation and
11 surrender, without notice to or participation by Respondent. By signing the stipulation,
12 Respondent understands and agrees that she may not withdraw her agreement or seek to rescind
13 the stipulation before the time the Board considers and acts upon it. If the Board fails to adopt
14 this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be
15 of no force or effect, except for this paragraph, it shall be inadmissible in any legal action
16 between the parties, and the Board shall not be disqualified from further action by having
17 considered this matter.

18 12. The parties understand and agree that facsimile copies of this Stipulated Surrender of
19 License and Order, including facsimile signatures thereto, shall have the same force and effect as
20 the originals.

21 13. This Stipulated Surrender of License and Order is intended by the parties to be an
22 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
23 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
24 negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order
25 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing
26 executed by an authorized representative of each of the parties.

27 14. In consideration of the foregoing admissions and stipulations, the parties agree that
28 the Board may, without further notice or formal proceeding, issue and enter the following Order:

ORDER

IT IS HEREBY ORDERED that Registered Nurse License No. 691929, issued to Respondent Christine C. Trupp, also known as Christine Clevenger Trupp, also known as Christine Clevenger Trupp Daniels, is surrendered and accepted by the Board of Registered Nursing.

15. The surrender of Respondent's Registered Nurse and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

16. Respondent shall lose all rights and privileges as a Registered Nurse in California as of the effective date of the Board's Decision and Order.

17. Respondent shall cause to be delivered to the Board her pocket license and, if one was issued, her wall certificate on or before the effective date of the Decision and Order.

18. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 2011-401 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

19. If and when Respondent's license is reinstated, she shall pay to the Board costs associated with its investigation and enforcement pursuant to Business and Professions Code section 125.3 in the amount of \$3,125.00. Respondent shall be permitted to pay these costs in a payment plan approved by the Board. Nothing in this provision shall be construed to prohibit the Board from reducing the amount of cost recovery upon reinstatement of the license.

20. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation, No. 2011-401 shall be

1 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
2 Issues or any other proceeding seeking to deny or restrict licensure.

3 21. Respondent shall not apply for licensure or petition for reinstatement for one (1) year
4 from the effective date of the Board of Registered Nursing's Decision and Order.

5 ACCEPTANCE

6 I have carefully read the Stipulated Surrender of License and Order. I understand the
7 stipulation and the effect it will have on my Registered Nurse. I enter into this Stipulated
8 Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound
9 by the Decision and Order of the Board of Registered Nursing.

10
11 DATED:

5/23/2011



12 CHRISTINE C. TRUPP
13 Respondent

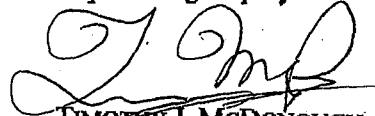
14 ENDORSEMENT

15 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
16 for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

17 Dated: May 24, 2011

Respectfully submitted,

18 KAMALA D. HARRIS
19 Attorney General of California
20 DIANN SOKOLOFF
21 Supervising Deputy Attorney General



22 TIMOTHY J. McDONOUGH
23 Deputy Attorney General
24 Attorneys for Complainant

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26 90189345.doc
27
28

Exhibit A

Accusation No. 2011-401

1 EDMUND G. BROWN JR.
Attorney General of California
2 DIANN SOKOLOFF
Supervising Deputy Attorney General
3 TIMOTHY J. McDONOUGH
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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

11 **In the Matter of the Accusation Against:**
12 **CHRISTINE C. TRUPP, a.k.a CHRISTINE**
13 **CLEVANGER TRUPP, a.k.a CHRISTINE**
14 **CLEVANGER TRUPP DANIELS**
637 Kristy Drive
Centralea, IL 62801
15 **Registered Nurse License No. 691929**

Case No. *2011-401*

ACCUSATION

Respondent.

17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department
21 of Consumer Affairs.

22 2. On or about November 3, 2006, the Board of Registered Nursing issued Registered
23 Nurse License No. 691929 to Christine C. Trupp, also known as Christine Clevenger Trupp, also
24 known as Christine Clevenger Trupp Daniels (Respondent). The Registered Nurse License was
25 in full force and effect at all times relevant to the charges brought in this accusation and will
26 expire on September 30, 2012, unless renewed.

27 ///

JURISDICTION

3. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2750 of the Business and Professions Code (Code) provides, in relevant part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in relevant part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811(b) of the Code, the Board may renew an expired license at any time within eight years after the expiration.

6. Section 118(b) of the Code provides, in relevant part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

STATUTORY PROVISIONS

7. Section 2761 of the Code states, in relevant part:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

"(a) Unprofessional conduct, which includes, but is not limited to, the following:

...

"(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action.

...

1 “(e) Making or giving any false statement or information in connection with the application for
2 issuance of a certificate or license.”

3 COST RECOVERY

4 8. Section 125.3 of the Code provides, in relevant part, that the Board may request the
5 administrative law judge to direct a licentiate found to have committed a violation or violations of
6 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
7 enforcement of the case.

8 **CAUSE FOR DISCIPLINE**
9 **(Unprofessional Conduct – Out of State Discipline)**
10 **(Bus. & Prof. Code §2761(a)(4))**

11 9. Respondent has subjected her Registered Nurse License to disciplinary action under
12 Code section 2761(a)(4) in that on May 31, 2007, after a hearing before the Oklahoma Board of
13 Nursing, Respondent's application for Licensure by Endorsement to practice registered nursing in
14 Oklahoma was denied. Respondent was ordered to pay an administrative fine of \$500. The
15 circumstances are as follows:

16 10. On or about August 4, 2006, Respondent submitted an Application for Licensure by
17 Endorsement to practice registered nursing in Oklahoma. The Oklahoma Board of Nursing
18 (Oklahoma Board) conducted an investigation and on January 16, 2007, the Oklahoma Board
19 filed an amended complaint alleging Respondent had violated provisions of the Oklahoma
20 Nursing Practice Act. Specifically, the amended complaint alleged that on or about August 4,
21 2006, as part of the Application for Licensure Endorsement process, Respondent submitted an
22 Employment Verification Form which stated she had worked 520 hours in a position requiring a
23 nursing license over the last two years. The amended complaint further alleged that on or about
24 August 18, 2006, the Oklahoma Board received another Employment Verification Form from
25 “On Assignment Healthcare” stating that Respondent had worked 520 hours in a position
26 requiring a nursing license over the past two years. Both Employment Verification forms
27 contained a signature purportedly from a Paula Mantia, R.N., a nursing manager at Barnes Jewish
28 Hospital in St. Louis, Missouri. However, the amended complaint stated that Paula Mantia
denied signing the Employment Verification forms and denied having submitted them for

Respondent. Further, the amended complaint alleges that Respondent did not work over 520 hours at Barnes Jewish Hospital.

11. On May 31, 2007, a hearing was held on the Amended Complaint. After the hearing the Oklahoma Board also determined that Respondent was guilty of fraud, or deceit, or material deception in procuring or attempting to procure a license to practice registered nursing. The Oklahoma Board also found that Respondent was guilty of unprofessional conduct, finding that the evidence supported the allegations in the amended complaint. The Oklahoma Board denied Respondent's Application for Licensure by Endorsement and ordered that she pay an administrative penalty of \$500.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License No. 691929, issued to Christine C. Trupp, also known as Christine Clevenger Trupp, also known as Christine Clevenger Trupp Daniels;
2. Ordering Christine C. Trupp, also known as Christine Clevenger Trupp, also known as Christine Clevenger Trupp Daniels to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED:

October 29, 2010 *Louise R. Bailey*

LOUISE R. BAILEY, M.Ed., RN
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

SF2010900335